



U.S. Department of Justice

US EPA RECORDS CENTER REGION 5



514285

Washington, D.C. 20530

February 19, 1985

Edward J. Schwartzbauer
Dorsey & Whitney
2200 First Bank Place East
Minneapolis, MN. 55402

RE: U.S.A. et al. v. Reilly Tar & Chemical Corporation

Dear Ed:

This letter responds to your January 30, 1985, letter in which you enclosed a stipulation, signed by Reilly, on data relevant to the above-referenced litigation. Paragraph 1 of that stipulation requires the parties to serve upon each other by February 15, 1985, a list of analytical data which they intend to introduce. By oral agreement, the parties extended the service date to February 19, 1985.

By this letter, the state and federal governments satisfy the requirement of paragraph 1. In specific, the governments inform Reilly that they intend to use the data listed below from the laboratories set forth in Appendix A attached to the stipulation.

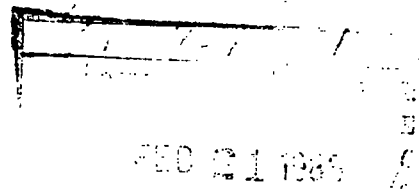
The list of the governments includes all data referenced in your January 30, 1985, letter and the data listed below:

CAPSULE LABORATORIES

From your January 30, 1985, letter, it appears that you have all data produced by Capsule Laboratories to the state and federal governments to date. We do not know whether the City of St. Louis Park has any other Capsule reports.

GCA CORPORATION

We are enclosing the most recent GCA report, dated January, 1985. Your letter indicates that you already have in your possession the other two GCA reports.



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EPA LAB

Your letter indicates that you do not have copies of the EPA reports referenced in Appendix D-4 of the CH₂M Hill report. We are in the process of gathering that data and will produce it to you as soon as it is available.

PACE LABORATORIES

Your letter of January 30, 1985, indicates that you have all the Pace data in our possession except for one brief report, dated July 18, 1980. We enclose a copy of that report with this letter. Again, we do not know whether the City of St. Louis Park has any additional Pace Laboratories reports.

CH₂M HILL

All CH₂M Hill data which will be introduced by the state or federal governments is identified in the October 5, 1982 CH₂M Hill report. We believe you have a copy of this in your possession.

MRI DATA AND USGS LABORATORY

We believe you have a copy of the MRI and USGS laboratory data.

UNIVERSITY OF IOWA

The following University of Iowa laboratory reports are added to the list by the state and federal governments:

| <u>Date of Report</u> | <u>Document Number</u> |
|-----------------------|------------------------|
| (1) July, 1982 | 9626741-9626752 |
| (2) October 21, 1982 | 9626720-9626725 |
| (3) September, 1983 | 9626726-9626740 |
| (4) November 10, 1983 | 9626753-9626757 |
| (5) February 13, 1984 | 9626702-9626719 |

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SERCO LABORATORY

The following SERCO Laboratory reports are added to this list by the state and federal governments:

| <u>Date of Report</u> | <u>Document Number</u> |
|--|------------------------|
| (1) November 25, 1981 | 6610610-6610611 |
| (2) January 29, 1982 | 6610612-6610614 |
| (3) July 30, 1982 | 9607114-9607115 |
| (4) Data generated for the 1976 Barr report | 9402057-9402091 |
| (5) March 1978, soils data | 50004848-50004850 |

Finally, we understand that the City of St. Louis Park has data from several additional laboratories which it would like to include in the stipulation. These additions would add to Appendix A the data from Rocky Mountain Laboratories and the Hickok phenol analyses and would add to Appendix B data from National Biocentrics Laboratories and Hickok. The state and federal governments have no objection to the addition of these data and, if Reilly agrees, these data will be added to the lists.

Sincerely,

WILLIAM SIERKS
Attorney for the United States

WS:LRT:lt
cc: All counsel of record

RRE

STEVE A. VANDERBOOM
President
WILLIAM A. O'CONNOR
Vice-President

3121 Nicollet Avenue ☐ Minneapolis, Mn. 55408 ☐ Phone: (612) 824-2675

RECEIVED
JUL 21 1980

MINN. POLLUTION
CONTROL AGENCY

July 18, 1980

Mr. Dick Koppy
Director of Public Works
City of St. Louis Park
5005 Minnetonka Blvd.
St. Louis Park, Minnesota 55416

Dear Mr. Koppy:

Enclosed are two copies of our report of laboratory analysis for the Louisiana Avenue test well sample collected June 23, 1980. We are also enclosing the invoice for this work.

If you have any questions concerning this report or the invoice, feel free to contact me at any time.

Sincerely,

William A. O'Connor

William A. O'Connor, Analytical Chemist
Laboratory Director

WAO/so

Enclosures

cc: Mr. Tom Carroll, BRW, Inc.
Mr. Gordon Meyer, Minnesota Pollution Control Agency
Mr. Ed Ross, Minnesota Department of Health

9820038

3121 Nicollet Avenue □ Minneapolis, Mn. 55408 □ Phone: (612) 824-2675

July 18, 1980

City of St. Louis Park
5005 Minnetonka Blvd.
St. Louis Park, Minnesota 55416

Attn: Mr. Dick Koppy
Director of Public Works

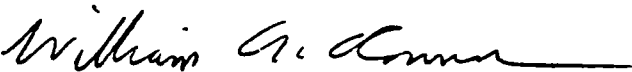
REPORT OF LABORATORY ANALYSIS

Date Sample(s) Collected: June 23, 1980
Date Sample(s) Received: June 23, 1980

| <u>Parameter</u> | <u>Minimum Detection Limit</u> | <u>Louisiana Avenue Test Well</u> |
|-------------------------------|--|---------------------------------------|
| Cyclohexane Extractable, mg/l | 1 | <1 |
| Phenol, mg/l | 0.002 | <0.002 |

< means "less than"

All analyses were performed by me or under my direct supervision.


William A. O'Connor, Analytical Chemist
Laboratory Director

cc: Mr. Tom Carroll, BRW, Inc.
Mr. Gordon Meyer, Minnesota Pollution Control Agency
Mr. Ed Ross, Minnesota Department of Health

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